

10/540648

JCO9 Re PCT/PTO 24 JUN 2005

EXPRESS MAIL CERTIFICATION UNDER 37 CFR 1.10

"Express Mail" label number EV203146053US

Date of deposit June 24, 2005

I hereby certify that the paper(s) identified above, and any document(s) referred to as attached hereto, is being deposited with the United States Postal Service on the date indicated in an envelope as "Express Mail Post Office to Addressee" and is addressed: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450.

Christine Kotran
Christine Kotran

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Franz Guck & Gieselher Warnke
Serial No. :
Filing Date : Herewith
Examiner :
Group Art Unit:
Title : CONTROLLED DOSAGE AEROSOLS WITH LECITHIN AS
SURFACE-ACTIVE AGENT (as amended herein)
Attorney File : RO4077US (#90568)

**INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR 1.97**

Mail Stop PCT
Commissioner for Patents
P O Box 1450
Alexandria, Virginia, 22313-1450

Dear Sir,

Under the provision of 37 C.F.R. 1.56, 1.97 and 1.98, Applicant would like to call the Examiner's attention to the references listed on the attached Form PTO-1449. Copies of any U.S. patent references are not enclosed. Copies of the non-U.S. patent references are enclosed, except for those which were cited in the International Search Report mailed April 29, 2004 in the prior international application PCT/EP03/14901.

In accordance with 37 C.R.F. 1.97(b)(1), and as this Information Disclosure Statement is being filed with the application, the Statement is submitted before the issuance of a first Official Action on this case.

In accordance with 37 C.F.R. 1.97(g) and 37C.F.R.1.97(h), filing of this Information disclosure Statement shall not be construed to be an admission that the

information cited in the statement is, or is considered to be, material to patentability as defined in 34 C.F.R. 1.56(b).

The Examiner is requested to make the attached references of record and to consider these references along with such other references deemed pertinent as a result of the Examiner's own independent search and examination.

Respectfully submitted,



Sean F. Mellino

Reg. No. 48,817

D. Peter Hochberg Co., L.P.A.
1940 E. 6th Street - 6th Floor
Cleveland, OH 44114-2294
(216) 771-3800
DPH/sfm

FORM PTO-1449

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Franz Guck & Gieselher Warnke
Serial No. :
Filing Date : Herewith
Examiner :
Group Art Unit:
Title : CONTROLLED DOSAGE AEROSOLS WITH LECITHIN AS
SURFACE-ACTIVE AGENT (as amended herein)
Attorney File : RO4077US (#90568)

Mail Stop PCT
Commissioner for Patents
P O Box 1450
Alexandria, Virginia, 22313-1450

U S PATENT DOCUMENTS

Examiner	Document		
Initial	Number	Date	Name

U.S. Published Applications

Examiner	Document		
Initial	Number	Date	Name

Foreign Patent Documents

Examiner	Document			Translation
Initial	Number	Date	Country	(Yes/No)
_____	DE4132176		Germany	No
_____	DE19911064	9/14/2000	Germany	No
_____	WO93/04671	3/18/1993	WO	English

Other Prior Art (Inc. Author, Title, Date, Pertinent Pages, Etc)

Examiner

Initial Document

Examiner

Date Considered:

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant